

UNCLASSIFIED

INT 744/1

230

In reply refer to Initials  
and No.

Op-32X

NAVY DEPARTMENT  
OFFICE OF THE CHIEF OF NAVAL OPERATIONS  
WASHINGTON

28 April 1947

MEMORANDUM FOR OP-32

Via:

Op-32H1  
Op-32B

Subject: Enabling Legislation for the C.I.G.

Enclosure: (A) Draft of 9 April 47, entitled "A Bill for the  
Establishment of a Central Intelligence Agency."

1. The enclosed draft of subject bill is considered an improvement in many respects over the earlier draft.

2. Section 1 (a) of the present draft is a great improvement over the original section 1 (a) and no objection can be seen thereto, with the single exception of the use of the word "objectives" as will be pointed out later in commenting on section 3. X

3. Section 2 (a) (1) (a) - comment on the use of "objectives" here will be made later in connection with section 3. X

4. Section 2 (a) (1) (b) is identical with a prior section 3 (a) (7). Our previous comments were as follows: "This section is considered too broad. Intelligence is a function of command and the military commanders must maintain control over operational intelligence. It is suggested that this section be eliminated." }

5. Section 2 (a) (1) (c) is substantially the same as prior section 3 (a) (8) upon which CNI's comment was as follows: "This section is similarly considered too broad. It is suggested that it be amended by adding the following: 'except for operational (combat) intelligence in time of emergency or war'". ✓

6. Section 2 (b) (1) is substantially the same as prior section 3 (b) (1). CNI's prior comment was as follows: "After 'establishment,' insert the following: 'as an interdepartmental cooperative agency'". ZH

7. Section 2 (b) (2) - As written both the Director of Central Intelligence and the Deputy Director may be civilians. CNI's prior comment X

UNCLASSIFIED

UNCLASSIFIED

INT 744/2

was as follows: "It is recommended that these be amended to include the following proviso: That in time of emergency or war at least one of these two posts be filled by a person from military life and that if both are so filled one shall be from the Army or Army Air Force and one from the Navy or Marine Corps."

8. Section 2 (b) (3) is substantially the same as prior paragraph 3 (b) (4). CNI's prior comment was as follows: "It is suggested that consideration be given to amending the first part of this paragraph as follows: 'Officers of the Department of State or the Foreign Service, of the U.S. Army, the U.S. Navy, or the U.S. Air Forces, in such numbers as may be determined and approved by the authority, shall be assigned.'"

9. Section 3 (a) - Here for the first time is reference made to a national intelligence mission. In no place in the bill is the national intelligence mission defined or provision made for drafting same. If it is used here it is believed it should be incorporated in section 1 (a) and section 2 (a) (1) (a).

10. Section 4 (4) is substantially the same as prior section 6 (5), upon which CNI's previous comments were as follows: "This reads as though C.I.G. intended to reimburse the War and Navy Departments for officers assigned to duty with the C.I.G. No advantage can be seen to such procedure. It has the disadvantage of needlessly using C.I.G. funds since the pay of such officers would already have been appropriated and available to the War and Navy Departments."

11. No provision has been made for an Intelligence Advisory Board.

Respectfully,

R. A. DAVIS

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